

BEFORE THE TENNESSEE REGULATORY AUTHORITY AT

NASHVILLE, TENNESSEE

September 17, 2002

IN RE:

PETITION OF BELL SOUTH TELECOMMUNICATIONS,
INC., ADELPHIA BUSINESS SOLUTIONS OF
NASHVILLE, INC. AND ADELPHIA BUSINESS
SOLUTIONS OPERATIONS, INC. TO DEEM NOTICE TO
AFFECTED CUSTOMERS SUFFICIENT

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DOCKET NO.
02-00770

ORDER APPROVING CUSTOMER NOTICE LETTER

This matter came before Chairman Sara Kyle, Director Pat Miller, and Director Ron Jones of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this docket, at the regularly scheduled Authority Conference held on July 23, 2002 for consideration of the *Joint Petition to Deem Notice to Affected Customers Sufficient* (the "Petition") filed by BellSouth Telecommunications, Inc. ("BellSouth"), Adelphia Business Solutions of Nashville, Inc. ("Adelphia of Nashville"), and Adelphia Business Solutions Operations, Inc. ("Adelphia Operations") (collectively the "Petitioners"), in which the Petitioners request approval of a customer notice letter pursuant to the provisions of Authority Rule 1220-4-2-.56(2)(d)(2).

Authority Rule 1220-4-2-.56(2)(d)(2)

Authority Rule 1220-4-2-.56(2)(d)(2) provides as follows:

(d) In the case of a transfer of a customer base between two or more telecommunications service providers, the Authority, upon petition by the acquiring telecommunications service provider, may deem that sufficient notice has been given and approval received from the affected customers when the following criteria are met:

...

2. A notification letter, pre-approved by the Authority, shall be mailed by U.S. First Class Postage by the telecommunications service provider being acquired to its customers describing the customer transfer and explaining that the customers' local or long distance service will be transferred to the acquiring telecommunications service provider by a certain date unless the customer selects another telecommunications service provider. This customer notification shall be mailed to the customers no less than thirty (30) days prior to the actual customer transfer. The notification letter required by the FCC may be used for the notification purposes of this part. The Authority may waive the thirty (30) day notice requirement of this part for good cause shown.

The Petition

The *Petition*, which was filed on June 7, 2002, states that the parties entered into a service transfer agreement on May 17, 2002 in which Adelphia of Nashville and Adelphia Operations agreed to sell and BellSouth agreed to purchase and continue to provide local voice telecommunications services, including local toll services, to customers that are receiving local service provisioned by "Total Service Resale" from BellSouth in certain states, including customers in Tennessee.

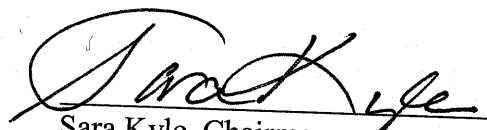
The Petitioners request that the Authority approve, pursuant to Authority Rule 1220-4-2-.56(2)(d)(2), a proposed customer notification letter informing affected customers of the transfer of their service provider from Adelphia of Nashville and Adelphia Operations to BellSouth, a copy of which is attached to the *Petition* as Exhibit 2.

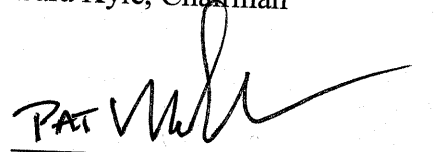
At the July 23, 2002 Authority Conference, the voting panel voted unanimously to approve the customer transfer letter.

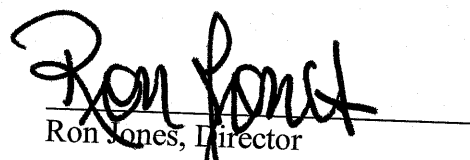
IT IS THEREFORE ORDERED THAT:

The customer notice letter proposed by BellSouth Telecommunications, Inc., Adelphia

Business Solutions of Nashville, Inc., and Adelpia Business Solutions Operations, Inc. is approved.


Sara Kyle, Chairman


Pat Miller, Director


Ron Jones, Director